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**MAILED**

**FEB 01 2011**

**OFFICE OF PETITIONS**

In re Application of :  
Edouard Ritz : DECISION ON PETITION  
Application Number: 10/759000 :  
Filing Date: 01/16/2004 :  
Attorney Docket Number: :  
PF030026 :

This is a decision on the petition, filed on November 30, 2010,  
under 37 CFR 1.137(f).<sup>1</sup>

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition Under 37 CFR 1.137(f)." This is not a final agency decision.

A petition under 37 CFR 1.137(f) must be accompanied by:

- (1) the reply which is met by the notification of such filing in a foreign country or under a multinational treaty;
- (2) the petition fee as set forth in 37 CFR 1.17(m); and
- (3) a statement that the entire delay in filing the required reply from the due date of the reply until the filing of a grantable petition was unintentional.

<sup>1</sup> 37 CFR 1.137(f) provides for revival of a nonprovisional application which became abandoned pursuant to the provisions of 35 U.S.C. § 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational treaty that requires publication of applications eighteen months after filing.

The petition lacks item (1). The petition fails to provide proper notice of foreign or international filing pursuant to 35 U.S.C. § 122(b)(2)(B)(iii) and 37 CFR 1.213(c) in that the filing date of the subsequently-filed foreign or international application must be provided. Specifically, the space left for the filing date of the foreign or international application has been left blank. Petitioner must provide the date that the foreign or multinational application was filed with any renewed petition.

Receipt of the petition fee is acknowledged.

Further correspondence with respect to this matter should be addressed as follows:

By mail:           Mail Stop Petition  
                  Commissioner for Patents  
                  P.O. Box 1450  
                  Alexandria, VA 22313-1450

By FAX:           (571) 273-8300  
                  Attn: Office of Petitions

By hand:          Customer Service Window  
                  Mail Stop Petition  
                  Randolph Building  
                  401 Dulany Street  
                  Alexandria, VA 22314

A reply may also be filed using the EFS-Web system of the USPTO.

Any inquiries concerning this decision may be directed to the undersigned at 571.272.3231.



Douglas I. Wood  
Senior Petitions Attorney  
Office of Petitions